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10 Attorneys for Plaintiff,  
11 MARKEL AMERICAN  
12 INSURANCE COMPANY, INC.

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 MARKEL AMERICAN INSURANCE  
16 COMPANY, INC.,

17 Plaintiff,

18 vs.

19 QUARK SPEED PARTNERS, a partnership,  
20 DAVE MARSHBURN, an individual,  
21 GILBERT MITCHELL, an individual, and  
22 WAYNE MARTIN, an individual,

23 Defendants.

Case No. 3:07-cv-05010-MEJ

IN ADMIRALTY

**WAIVER OF SERVICE OF SUMMONS  
BY QUARK SPEED PARTNERS, DAVE  
MARSHBURN, WAYNE MARTIN, AND  
GILBERT MITCHELL**

24 1. Defendant QUARK SPEED PARTNERS waived service of summons in the  
25 above-entitled action on November 9, 2007. A true and correct copy of the Waiver of Service  
26 of Summons is attached hereto as Exhibit "A."

27 2. Defendant DAVE MARSHBURN waived service of summons in the above-  
28 entitled action on November 9, 2007. A true and correct copy of the Waiver of Service of  
Summons is attached hereto as Exhibit "B."

1           3. Defendant WAYNE MARTIN waived service of summons in the above-  
2 entitled action on November 9, 2007. A true and correct copy of the Waiver of Service of  
3 Summons is attached hereto as Exhibit "C."

4           4. Defendant GILBERT MITCHELL waived service of summons in the above-  
5 entitled action on November 12, 2007. A true and correct copy of the Waiver of Service of  
6 Summons is attached hereto as Exhibit "D."

7  
8 DATED: November 26, 2007

SANDS LERNER

9  
10 By: 

11 NEIL S. LERNER  
12 ARTHUR A. SEVERANCE  
13 Attorneys for Plaintiff,  
14 MARKEL AMERICAN INSURANCE  
15 COMPANY, INC.  
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